REMARKS

I. Introductory Comments

In the Notice to File Missing Parts of Nonprovisional Application, it was stated that the application failed to comply with the requirements of 37 C.F.R. §§1.821-1.825. Specifically, Applicants were instructed to provide: (i) an initial computer readable form (CFR) copy of the "Sequence Listing;" (ii) an initial or compact disc copy of the "Sequence Listing" as well as an amendment directing its entry into the application; and (iii) a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 C.F.R. 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

With the present amendment and discussion provided herein, Applicants seek to place the present application in conformance with the Sequence Listing requirements 37 C.F.R. §§1.821-1.825.

II. Amendment to the Specification

The previous Sequence Listing provided on pages 55-77 of the specification has been updated with respect to bibliographic information. See the Sequence Listing provided in Appendix A. A marked version of the first page of the Sequence Listing -- the only page having any changes -- showing the changes made relative to the immediate prior version is provided in Appendix B. Because the changes only update bibliographic information, no new matter is introduced by way of this Amendment.

III. Compliance with the Requirements of 37 C.F.R. §§1.821-1.825; Sequence Listings

As pointed out in the Notice to File Missing Parts of Nonprovisional Application, compliance with the Sequence Listing requirements of 37 C.F.R. §§1.812-1.825 entails the following: (i) submission of a Computer Readable Form (CRF); (ii) submission of a paper copy of "Sequence Listing" and amendment directing its entry; and (iii) a statement under 37 C.F.R. §§1.812-1.825.

(i) Computer Readable Form (CRF)

As requested in the Notice Applicants enclose herewith an initial computer readable form (CFR) copy of the "Sequence Listing."

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(ii) Paper Copy of the "Sequence Listing" and Amendment Directing its Entry

Applicants enclose herewith the requisite copy of the Sequence Listing in Appendix A and request entry of the Sequence Listing. See page 2 of this Amendment.

(iii) Statement Under 37 C.F.R. §§1.812-1.825

Applicants enclose herewith the requisite Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.812-1.825, attached as Appendix C.

As each of the regulatory requirements has been satisfied, the present application complies with the Sequence Listing requirements 37 C.F.R. §§1.821-1.825.

IV. Conclusion

In view of the foregoing, Applicants submit that the pending claims satisfy the requirements of patentability and are therefore in condition for allowance.

If a telephone conference would expedite the prosecution of the subject application, the Examiner is requested to call the undersigned at (650) 620-5506.

Respectfully submitted, Inhale Therapeutic Systems, Inc.

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